

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x CHAPTER 11

In Re

LB 745 LLC

CASE NO.: 08-13555 (LMP)

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ORDER GRANTING MOTION BY YURI BELIK AND IRENE BELIK FOR RELIEF  
FROM THE AUTOMATIC STAY PURSUANT TO 11 U.S.C. §362(d)

Upon the motion dated August 20, 2013 (the “Motion”) of YURI BELIK and IRENE BELIK (“collectively, the “Movants”), for an Order, pursuant to 11 U.S.C. §362(d), lifting the automatic stay imposed in the above-captioned case by 11 U.S.C. §362(a) to allow Movants to prosecute their claims against LB 745 LLC in an action entitled YURI BELIK and IRENE BELIK v. LB 745 LLC, HARRIGAN CONTRACTING, INC. and HENEGAN CONSTRUCTION CO., INC; and in a third party action under the same caption, LB 745 LLC and HENGAN CONSTRUCTION CO., INC., v. JDM INDUSTRIES, INC., and FOREST ELECTRIC CORP., Index No.: 350455/08, pending before the Supreme Court of the State of New York, New York County (the “Action”) to the extent of LB 745 LLC’s available insurance coverage; and a hearing on the Motion having been held on September 18, 2013; and after due deliberation and sufficient cause appearing;

IT IS HEREBY ORDERED, that the motion is granted as provided herein; and it is further,

ORDERED, that the automatic stay imposed by 11 U.S.C. §362(a) is lifted pursuant to 11 U.S.C. §362(d) to allow Movants to prosecute their claims against LB 745 LLC in the Action pursuant to the terms of this Order; and it is further,

ORDERED, that Movants may proceed with the Action against LB 745 LLC only to the extent of LB 745 LLC's available insurance coverage, and Movants waive any and all rights to assert a claim against the states of the Debtors arising from the Action including any deductible.

Dated: New York, New York  
\_\_th day of \_\_\_\_, 2013

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Honorable James J. Peck  
United States Bankruptcy Judge